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Caudill Seed & Warehouse Co. d/b/a Caudill Seed Co.

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

X

BRASSICA PROTECTION PRODUCTS, LLC,

Plaintiff,

-against-

CAUDILL SEED & WAREHOUSE CO., INC.
d/b/a CAUDILL SEED CO.,

Defendant.

X

Civil Action No. 1:07-CV-07844
(SAS) (DFE)

STIPULATION AND
~~PROPOSED ORDER TO~~
EXTEND TIME FOR
DEFENDANT CAUDILL SEED
& WAREHOUSE CO., INC.
d/b/a CAUDILL SEED CO.
TO RESPOND TO PLAINTIFF'S
COMPLAINT

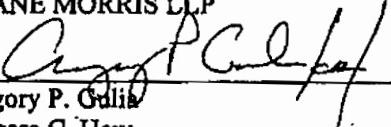
Plaintiff, Brassica Protection Products, LLC, by and through its counsel of record, and Defendant Caudill Seed & Warehouse Co., Inc., d/b/a Caudill Seed Co., by and through its undersigned counsel do hereby stipulate to extend the time for Defendant to answer or otherwise respond to Plaintiff's Complaint from October 26, 2007 through and including November 9, 2007. This is the second request for an extension of time in this case. This stipulated extension of time has been agreed upon by all parties, and is being provided to allow the parties additional time within which to explore the possibility of settlement. Other than the initial pretrial conference scheduled for November 13, 2007, no dates have been set in this case. Thus, the

requested extension will not affect any other scheduled dates in this case.

The parties further stipulate and agree that neither party shall assert the passage of time provided by this stipulation or the entry into this stipulation for any purpose -- including but not limited to an application for, or opposition to, injunctive relief -- in this or any other action or proceeding.

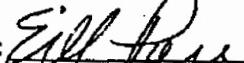
DATED: New York, New York
October 26, 2007

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Attorneys for Plaintiff
Brassica Protection Products LLC

SO ORDERED:

Dated: 10/30/07


Honorable Shira A. Scheindlin
United States District Judge